

Appeals and writs of error depending in the late court of appeals or general court, transferred to the present court of appeals—executions may issue, &c.

of appeals, or in the general court, on an appeal or writ of error from any court of this state, shall be and the same are hereby transferred to the court of appeals established under the constitution, as amended; that is, all causes that are or were depending as aforesaid, in either of the courts, on an appeal or writ of error from the chancery court, the general court for the western shore, any county court or orphans court of said shore, shall be and the same are hereby transferred to the court of appeals which shall sit on the western shore; and all causes depending, or that were depending, in either of the courts aforesaid, at the time aforesaid, on appeal or writ of error from the general court for the eastern shore, or which were depending in said court on an appeal or writ of error from any county or orphans court of that shore, shall be and the same are hereby transferred to the court of appeals which shall sit on the eastern shore; and the said causes, so as aforesaid transferred, shall stand, in the respective courts to which they are transferred, in the same state as they were in the court from which they are transferred, and shall be heard, tried and determined, by the court of appeals, when sitting on the western and eastern shores respectively, in the same manner as they would have been tried by the courts aforesaid, where they were depending, in case the said courts had not been abolished; and executions shall issue on the judgments given in the said courts, as the late court of appeals and the late general court might or could have done if the said courts had not been abolished; *Provided nevertheless*, that the court of appeals to which said causes are transferred, may, in all such cases as could not have been continued in the court from which they are transferred, in their discretion, continue the same to one court more than they could have been continued in the court where they were depending as aforesaid.

Proviso.

Records on appeals and writs of error to be transmitted to the clerks of the courts of appeals of the respective shores.

SEC. 9. *And be it enacted*, That the late clerks of the late court of appeals and general court respectively, and in case of death, or refusal to act, of either of them, such person as the governor and council shall appoint, shall forthwith transmit from their respective offices, all transcripts and records on appeals and writs of error depending in the said court on the thirtieth day of November last, except appeals from the court of chancery, and all transcripts and records of appeal and writs of error, except as aforesaid, had and made returnable to either of the said courts, during the existence thereof, to the clerks of the court of appeals on the western or eastern shore respectively.

Appeals, &c. to be made returnable to the court of appeals of

SEC. 10. *And be it enacted*, That all appeals from the chancery court, or from the county court of any county, and all writs of error from the county courts, shall hereafter be had and made returnable to the court of appeals for the respective shores, and